

The opinion in support of the decision being entered today is not binding precedent of the Board.

Paper 23

Filed by: Trial Section Merits Panel  
Board of Patent Appeals and Interferences  
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Filed  
January 16, 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

JEFFREY A. BLUESTONE, PHILLIP M. WALLACE  
PETER S. LINSLEY, JEFFREY A. LEDBETTER, NITIN K. DAMLE,  
AND WILLIAM BRADY

Junior Party

(U.S. Patent Application 08/696,107),

v.

PETER S. LINSLEY, PHILLIP M. WALLACE,  
JEFFREY A. LEDBETTER, NITIN K. DAMLE, AND WILLIAM BRADY

Senior Party,

(U.S. Patent No. 5,770,197).

**FAXED**

JAN 16 2004

PAT. & TM. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

Patent Interference No. 105,106 (MPT)

Before: LEE, SPIEGEL and TIERNEY, Administrative Patent Judges.

TIERNEY, Administrative Patent Judge.

**FINAL JUDGMENT**

Junior Party Bluestone has filed a request for entry of judgment adverse to Bluestone with respect to all counts in this interference (Counts 1-11). (Bluestone Request for Entry of

Upon consideration of the record, it is:

**FURTHER ORDERED** that JEFFREY A. BLUESTONE, PHILLIP M. WALLACE, PETER S. LINSLEY, JEFFREY A. LEDBETTER, NITIN K. DAMLE and WILLIAM BRADY is not entitled to a patent containing claims 28-38 of Bluestone, U.S. Application Serial No. 08/696,107, as they correspond to Counts 1-11.

**FURTHER ORDERED** that a copy of this final decision shall be placed and given a paper number in the file of Linsley et al., U.S. Patent No. 5,770,197 and Bluestone et al., U.S. Application No. 08/696,107.

Administrative Patent Judge

CAROL A. SPIEGEL

MICHAEL P. TIERNEY

BOARD OF PATENT  
APPEALS  
AND  
INTERFERENCES

cc (via Facsimile)

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